

FIRST HEARD OF MURDER ON THE MORNING AFTER

Willard Arney Takes the Stand and Denies Story of High-schew Killing Told by Booker and Other Witnesses.

HE AND BOOKER HAD A FIGHT OVER MONEY

Several Witnesses Called by the Defense to Prove That Defendant Was Not Near Scene of Crime.

Entering a sweeping denial to the stories of both his principal accusers, Willard Arney took the stand in the circuit court Thursday afternoon in the effort to save himself from the penitentiary. Arney swore that he was not with William Booker on the night Enoch Highschew was murdered, Nov. 5, 1907.

Arney also denied that he confessed to his sister-in-law, Mrs. Laura Rosinski, that he had been with Booker when the murder was committed.

The defendant was the last witness of the day. His direct examination was concluded before court adjourned. The cross-examination will be taken up this morning. Mrs. Arney probably will follow her husband on the stand and after her testimony the defense will probably rest.

Character Witnesses Heard.

Several character witnesses and two whose testimony was aimed to establish an alibi for Arney were on the stand Thursday afternoon. Chas. Kling testified that he worked with Arney during the afternoon and evening until 11 o'clock. They were unloading a carload of lumber for the Roper company, according to Kling.

Elim Joseph Foy of Mishawaka was another of the alibi witnesses. Foy created a stir in the court room when he said he remembered the events of the night Highschew was killed because he thought he might be called upon to establish an alibi himself. When asked on cross-examination by Atty. Kitch how it happened that he remembered seeing Arney on the latter's porch on the evening of the Highschew murder, Foy explained:

"I was living out in the country near where Highschew was killed and the folks in the neighborhood knew that I was in town during the afternoon and didn't return until evening. I thought maybe I'd be called upon to give an account of my whereabouts, so I just made it a point to remember who I had seen that night."

Foy created a ripple of merriment which had to be quelled by the judge's gavel, when asked if he came from Ohio. Shaking his head emphatically, he replied:

"No, sir, I'm from Missouri."

Among the other witnesses who testified on behalf of Arney were Mrs. Rose Inks, Arney's sister, and Booker's former wife, Leroy Masterson, William Long, George Smith, John Tyler, J. Q. Swanger and W. T. Van Dusen.

Quarrel Over Money.

In detailing his story to the jury, Arney said he first met Booker while working in River Park for Henry Reed. Booker was employed on the same job. Booker started going to Arney's sister in April, 1907. Arney said he spoke to Booker about some money which he claimed Booker owed him. Arney testified Booker swore at him and said he didn't owe the money and wouldn't pay any.

"Then he pulled a revolver from his pocket and I grabbed for the gun. We fell to the ground and I got the gun away from him. We were never good friends after that."

Arney also declared Booker held a grudge against him, claiming that Arney was standing in the way of Booker's returning to his wife from whom he had separated.

"He asked me to see what I could do to help him back to my sister, but I told him I would not meddle in that affair. I said that was up to her to decide."

Arney declared the first he knew of the Highschew murder was at 11 o'clock on the morning after when he heard some fellow worker at the Mishawaka Woolen mills talking about the case.

DAKOTA HAS SMOOTH RUNNING F.B. MACHINE

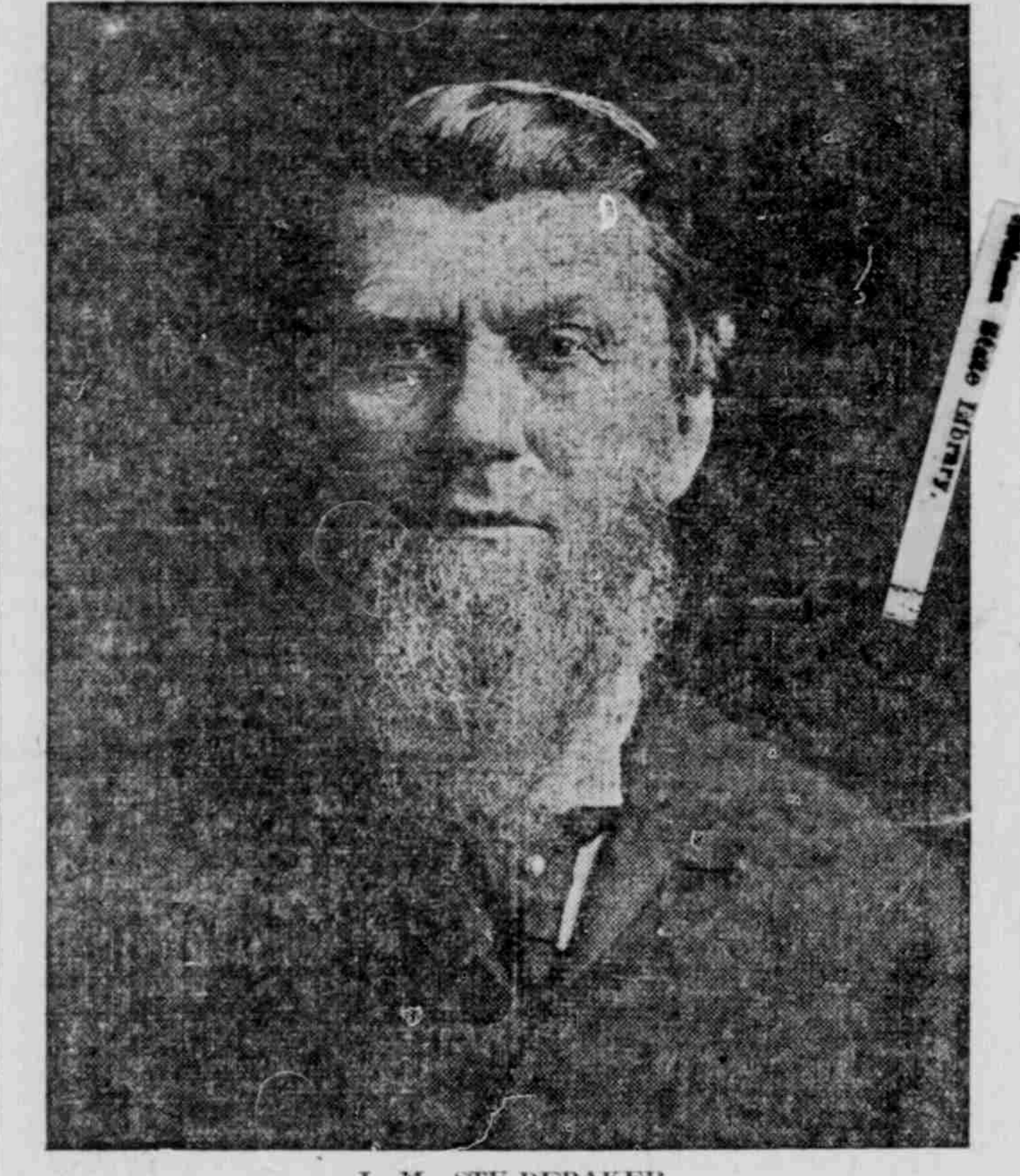
Kinks Are Smoothed Out and Plays Running Smoothly in Readiness For N. D.

VERMILION, N. D., Oct. 10.—Coach Henderson characterizes Wednesday evening's scrimmage practice as the finest of the year. Plays ran off smoothly from all formations, a number of new ones being tried out. Passes were especially effective.

An innovation was the switching of Walter Willy, regular tackle, to quarterback, which position he filled very creditably. Willy has an excellent football head, and it may be that he will be used regularly at this position in the Notre Dame game. Brooks is still laid up with the trouble that has been afflicting the squad, and while out did not go in at guard.

The vacant places in the line, caused by the removal of Brooks and Willy were filled by Manary and Horner.

City Honors J. M. Studebaker As He Reaches 80th Birthday



J. M. STUDEBAKER.

CITIZENS SLIPPING G. O. P. STRONGER D. A. R. OFFICER DELIVERS RETORT

Heated Rivalry Developing For Second Honors in Coming Mayoralty Election — Victory Conceded to Joyce.

That the citizen party is "slipping" badly and that the republicans are growing steadily stronger and may run in second place is one of the most interesting bits of political speculation in circulation on the streets.

Few members of the republican, citizen or bull moose parties are seriously claiming any chance of victory, as it has come to be pretty generally accepted that Controller Joyce will be elected in November by a wide margin, but a very pretty rivalry has developed for second place.

The big registration of this week dissipated the last real hopes of most citizen leaders that they might win with Keller, as the democrats are conceded to have gotten out their members on the books in splendid shape.

The heavy registration also carried comfort to the republicans who expect to get a good vote from those who were previously lukewarm, and are openly claiming that many who were carried off their feet at the outset by about the citizen movement are coming back.

The republican campaign committee is hard at work, holding meetings and issuing seething "statements" about the citizen and democratic tickets.

They have announced a meeting to-night at the Muesel school with C. A. Johnson, candidate for council, as the chief speaker. The series of meetings will be continued up to election day.

The democrats will start a big series of meetings next week.

Swygart and Place.

One factor attributed to the falling off of citizen support is ascribed to the lack of any central purpose in the party. Scores of men who voted for John A. Swygart and for Dixon W. Place for mayor are now claimed by the republican party, as their friends assert they were beaten by unfair political methods after being assured that no policies would be played.

Open charges by the supporters of the two men immediately after the so-called citizens' "primary" proved to be an eye-opener to many who had listened sympathetically to citizen party orators previously, and the charge that had previously been made that the whole movement was a selfish one with real estate interests behind it gained more and more credence.

It is currently reported that citizen party leaders have been making secret representations to the republicans for some sort of a compromise that would better the chances of both but so far the republicans are standing very pat.

SIX MONTHS FOR SIX.

GARY, Ind., Oct. 10.—Daniel, six, 66 years old, received a six-months' sentence for wife desertion here Thursday. Six was arrested Oct. 5. Six was sentenced at 11:05 o'clock in the morning and Police Capt. Muckian, who searched Six, found only six cents on his person and found that he measured exactly six feet tall. Six says he is glad his name is not Ninety-Nine.

R. E. RICKETTS SUES WIFE FOR DIVORCE

Richard E. Ricketts, formerly of South Bend, who traveled the country over in search of his wife, who he claimed had mysteriously disappeared, and finally gave up the hunt, married

WATERS OF PACIFIC JOINED AT PANAMA WITH ATLANTIC'S

Pres Wilson at Washington Presses Button That Sets Off Dynamite and Removes Barrier Between Oceans.

PANAMA, Oct. 10.—The Panama canal is a reality.

The waters of the Atlantic met those of the Pacific in the greatest of man made waterways Friday when Cucharacha slide, or Gamboa dike as it also was known, the last obstruction separating the waters of the world's two greatest seas, was blown up.

Pres. Wilson, in Washington, touched the button which set off the explosion.

There was a rumble as of a giant earthquake, a roar like the salvo of a thousand pieces of artillery and a torrent of dirt and rock as 40 tons of dynamite was exploded.

The destruction of the slide allowed the waters of the Atlantic and Pacific to mingle in a constructed ditch for the first time in history.

Cheer Historic Event.

The rush of waters which followed the bombardment of nature's rampart mingled with the cheers that arose from U. S. officers, canal workmen and sight-seers who were stamming and shouting who were among those who saw this epoch-making event in the history of the \$375,000 canal were former Rep. Nicholas Longworth, Mrs. Alice Roosevelt Longworth and Philip Hiram Varilla, chief engineer of the first canal company, who was the guest of Col. Goethals.

The explosion was one of the final acts in the actual construction of the mighty waterway.

One thousand holes had been drilled in the dike and in each hole from 80 to 100 pounds of dynamite had been placed. It was the largest blast set off in connection with the canal work. The explosion was set with electricity.

Col. Goethals the U. S. army engineer who has had charge of the construction of the canal, made final arrangements for the arrangements for the electric wires, arranged as a means of exploding the dynamite, were in position.

Immediately after the explosion fourteen vessels of the Atlantic dredging fleet which had been lying at Gatun lock, started for the scene to complete the job of cleaning out the canal bed. The engineers had feared that considerable dredging would be necessary at the point where the dike had stood.

Miraflores lake on the Pacific side and Culebra cut have been filling rapidly from the inflow through the discharge of the canal.

Open By January 1.

By Nov. 1 boats will probably be passing to and fro in the canal, and by the first of the year there will be a sort of traffic in the big ditch, which will not be opened for public service.

When the canal is actually completed it will be protected by a Panama canal fleet of 25 powerful dreadnaughts. The Oregon will lead a procession of battleships through the canal as soon as it is opened.

Huerta Has His Enemy Killed?

Man Who Denounced President as Assassin Disappears and May Be Dead.

MEXICO CITY, Oct. 10.—Senor Belisario Dominguez, who delivered a speech at a secret session of congress on Sept. 22, in which he denounced Gen. Huerta as an assassin, has disappeared, and is believed to have been assassinated. His friends in congress will demand an immediate investigation.

Gen. Mungua and Gen. Escudero, the federal leaders arrested because of the abandonment of Torreón, were brought here on a special train Friday from Monterey to stand court-martial, will be tried immediately and probably will be sentenced to death, although the government is attempting to minimize the effect of the news that Torreón has fallen.

Soldiers Beat Up Dealer and Flee

Buy Civilian Clothing Then Beat Man Insensible and Rob Him.

WASHINGTON, Oct. 10.—Privates Joseph E. Dennison and Albert R. Robertson of Co. C, engineer corps, 1st Cavalry, were arrested because of the abandonment of Torreón, were brought here on a special train Friday from Monterey to stand court-martial, will be tried immediately and probably will be sentenced to death, although the government is attempting to minimize the effect of the news that Torreón has fallen.

TO TALK ON CHRISTIAN SCIENCE AT THE OLIVER

Bicknell Young, member of the board of lectureship of the Mother church of Christian Science at Boston, will lecture Oct. 16 at the Oliver opera house. The lecture will be free. While in the city he will be the guest of Elmer Higgins, 303 N. Main st.

Army Engineer Sees Successful Completion of Mighty Work



COL. GEO. GOETHALS, BUILDER OF THE PANAMA CANAL.

OUR FELLER CITIZENS

By HI SIBLEY

Master Glen Myers of Horatio court was discussing the vicissitudes of acquiring an education, and among other things said he "just couldn't see how they could make the arithmetic problems so hard."

C. A. Dolph has driven one tire 8,200 miles without a puncture and another 7,500 miles. We think this gives him the medal.

Roy Carter, whenever he gets a holiday, goes up to Hen island dam and worries the pickler.

George Glover, when he was deputy under Sheriff Palmer many years ago, got into a tussle with a law breaker on Michigan st. and Washington av., yanked him from his buggy and in the ensuing fracas the latter's leg was broken. But George landed him.

Prominent Elk, returning from the American bowling congress held in Cincinnati several years ago, inquired of his seat mate, "what is that big plant over there?" His companion informed him that it was a powder mill, whereupon P. E. pointed over to the other side of the track and said, "Well, there are some of its customers." He had indicated a large cemetery.

Wes Workinger, formerly of this city and now located in Elkhart, drives over here occasionally in his Crow automobile to greet his old friends.

Otto Schermann and Walter Wirth are charter members of the Hudson Lake Anglers' bund, one of the largest recreation organizations in the county. Last week they journeyed thither via trolley and landed 21 big perch. It started to rain soon after they got out on the lake, and the other fishermen made a bee line for shelter. Otto and Walt, however, were equipped with raincoats and hip boots, and thus had the fish pretty much to themselves.

L. B. Armstrong of the Economy Typewriter shop Thursday afternoon established a record in the automobile world, which even the most unfortunate of tourists have never equalled.

Mr. Armstrong started for Goshen in his machine at 12 o'clock and everything went smoothly until a few miles out when the first blow-out occurred. With ejaculations perfectly proper on such occasions, the tire was repaired and he was off again. But the tire persisted in emptying itself so frequently that by the time he reached Elkhart he decided to turn back. He reached Mishawaka by dark with a total count of 14 blow-outs, a worn-out hand pump, and ten callouses on his hands. Leaving the blame machine at the nearest garage, he boarded the first car for South Bend.

B. A. Tuttle is having such a big house party that he says he has to sleep on the floor. We inquired why he didn't use that old stand-by, the kitchen table. Haven't any kitchen table, he retorted, "our kitchen table happens to be a cabinet." And it is singular that such a handy piece of furniture should not be provided with a folding bunk since it has nearly every other known convenience.

Ed Pfeiffer and Cap. Shuey this morning watched the slaughter of the innocents. Two thousand pounds of chickens were butchered at Notre Dame this morning to make a student holiday. Sunday dinner.

Will Eastwood went to Barron lake yesterday with Charles Muesel and landed a bucketful of bluegills.

Charles Pommert states that he is unable to supply any news this warm weather. However, he thinks that with the advent of a cold snap he may be able to rustle up a few suicides, scandals or lynchings.

Adam Bechler, as we stated yesterday, is not a defiant democrat, but a rabid republican, and John Zeiger is vice-versa. We trust this correction is made in time to prevent an eruption down at Wyatt.

Harry Yerrick arose at four o'clock the other day, but says the early rising vice president by acclamation.

SULZER IS FLAYED BY A. B. PARKER

Attorney Says Governor Has Shown Himself Unfit For Office and a Menace to the State of New York.

SULZER SLEEPS LATE AFTER RESTLESS NIGHT

Vote May Be Taken Saturday Unless Senators Prefer to Go to the Ball Game at New York.

ALBANY, N. Y., Oct. 10.—Two scorching attacks upon Gov. Wm. Sulzer and one plea for him Friday constituted the program of the last day of the great trial before the high court of impeachment.

Alton R. Parker opened with a withering denunciation of Sulzer. Cady Herrick followed with the plea for him and E. T. Brackett concluded with the final, smashing arraignment.

The chief figure in this tragedy, for no man can fail to be impressed by its tragic details, slept late. Sulzer for two months a prisoner in the executive mansion of the world's greatest statesman had chafed under the slow-moving hours of the night. He moved restlessly about the house, hollow eyed, pale and dejected.

The fight that he had shown when he thought that he might go before the court and defend himself was gone.

Baseball An Issue.

Whether the vote will be taken Saturday is still in doubt. Many of the senators have reserved seats for the Saturday baseball game between the Giants and Athletics and strange as it may seem, the holding of seats is a factor in this solemn proceeding where the political life of a high official is at stake.

The plan chiefly favored was adjournment Friday night until Monday although some of the senators wanted to observe Columbus Day (at \$37.60 per diem).

In the meantime districts all through the state are being frantically raked with a fine tooth comb of communication to bring pressure to bear upon the senators to sustain the governor.

Sulzer was unmercifully lashed by Judge Parker.

"Given justice must see through its severe eye something pathetic in this defendant's frantic effort to cover up the nakedness of his wrong-doing," he began.

"Defiance, justification, prevarication, denunciation, attempts to suppress and falsify, efforts to cast the blame elsewhere, each in turn has been stripped from his quaking flesh until he now stands naked before this court, without a rag of his attempted vindication clinging to his deformed and mutilated manhood."

Is Menace to State.

"With this court alone rests the duty of delivering this state from the menace that, like the sword of Damocles, hangs over it so long as this man remains in office."

"The question is not Wm. Sulzer's punishment. It is this man guilty and a menace to the state."

Whether there ever was a day when Wm. Sulzer was fit for public service we need not inquire. We shut out his past."

Judge Parker then recapitulated the charges and the testimony brought out by the prosecution.

Judge Herrick attacked the arguments of Parker, saying: "It necessarily follows from Judge Parker's arguments that a man can be impeached for not only any offense, but no offense. That, if for any reason, political or otherwise, it is determined that a public official is no longer fit for office, because he believes or does not believe in direct primaries or some other political issue, then a private citizen may be impeached."

MAY CONVICT SPENCER IN CHI.

Capt. Halpin Connects Rextroat Murderer With Car Barn Bandits.

CHICAGO, Oct. 10.—New evidence obtained against Henry Spencer, confessed slayer of 25 persons, Friday led the Chicago police to prepare for the conviction of the multi-murderer in Cook county.

Capt. Halpin said he would not be released to the DuPage county authorities who could convict him on his confession that he killed Mrs. Mildred Allison Rextroat, the Chicago tango teacher.

Mrs. Mary VanDine, mother of Harvey VanDine, one of the "car barn bandits," who was hanged for a series of murders, identified Spencer as a man who had called at her home with her son and Mamie Dunne, a friend of Harvey.

More evidence was found to substantiate Spencer's confession that he killed a man and woman near Fox Lake and trampled their bodies into the marsh near the water. A witness whose name the police withheld and who was addressed by Spencer as "the kid," said he knew of the Fox Lake murders and he was assisting Friday in the search for the bodies.

MRS. ROBERTSON WINS

Fort Wayne Woman is Regent of Daughters of Revolution.

CRAWFORDSVILLE, Ind., Oct. 10.—After a spirited contest Mrs. Frances Haberly-Robertson of Fort Wayne was re-elected state regent by the Daughters of the American Revolution in session here today. Mrs. Henry Pack of Indianapolis was her opponent.

Mrs. W. E. Cullop of Vincennes, wife of the second Indiana district congressman, was re-elected state vice president by acclamation.